

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Applicant: | Douglas D. Burkett |
| Serial No: | 09/936,800 |
| International Application No. | PCT/US00/01135 |
| I.A. Filing date: | January 14, 2000 |
| Title: | TOPICAL MEDICATED BIOADHESIVE COMPOSITIONS AND METHODS OF USE AND PREPARATION THEREOF |

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE U.S. DESIGNATED ELECTED OFFICE


Hon. Commissioner of Patents
and Trademarks
Box PCT
Washington, DC 20231

Sir:

In response to the communication received from the Patent Office dated November 1, 2001, enclosed herewith is the executed "Declaration and Power of Attorney for Patent Application".

Respectfully submitted,

DRUMMOND & DUCKWORTH


William H. Drummond
Registration No. 20,590

TRANSMITTAL LETTER TO THE UNITED STATES RECEIVING OFFICE

PTO-1382 (Rev. 4-1995) (Modified)

PCTUS2.FRP /REV03

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| Date | November 13, 2001 |
| International Application No. | PCT/US00/01135 |
| Attorney Docket No. | 344-P-28-USA |

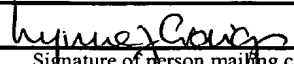
JC10 Rec'd PCT/PTO 13 NOV 2001

I. Certification under 37 CFR 1.10 (if applicable)

| |
|-----------------------------|
| EL 736748001 US |
| Express Mail mailing number |

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|-----------------|
| Nov. 13, 2001 |
| Date of Deposit |

I hereby certify that the application/correspondence attached hereto is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.

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| Signature of person mailing correspondence |

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|--|
| Lynne J. Craig |
| Typed or printed name of person mailing correspondence |

II. ☐ New International Application

| | |
|-------|---|
| TITLE | TOPICAL MEDICATED BIOADHESIVE COMPOSITIONS AND METHODS OF USE AND PREPARATION THEREOF |
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|---|
| Earliest priority date (Day/Month/Year) |
| 14/01/2000 |

SCREENING DISCLOSURE INFORMATION: In order to assist in screening the accompanying international application for purposes of determining whether a license for foreign transmittal should and could be granted and for other purposes, the following information is supplied. (Note: check as many boxes as apply):

- A. ☐ The invention disclosed was **not** made in the United States.
- B. ☐ There is no prior U.S. application relating to this invention.
- C. ☐ The following prior U.S. application(s) contain subject matter which is related to the invention disclosed in the attached international application. (NOTE: priority to these applications may or may not be claimed on form PCT/RO/101 (Request) and this listing does not constitute a claim for priority).

| | | | |
|-----------------|--|----------|--|
| application no. | | filed on | |
| application no. | | filed on | |

- D. ☐ The present international application ☐ is identical ☐ contains less subject matter than that found in the prior U.S. application(s) identified in paragraph C.
- E. ☐ The present international application ☐ contains additional subject matter not found in the prior U.S. application(s) identified in paragraph C. above. The additional subject matter is found on pages and ☐ DOES NOT ALTER ☐ MIGHT BE CONSIDERED TO ALTER the general nature of the invention in a manner which would require the U.S. application to have been made available for inspection by the appropriate defense agencies under 35 U.S.C. 181 and 37 CFR 5.1. See 37 CFR 5.15

III. ☒ A Response to an Invitation from the RO/US. The following document(s) is (are) enclosed:

- A. ☐ A Request for An Extension of Time to File a Response
- B. ☒ A Power of Attorney (General or Regular)
- C. ☐ Replacement pages:

| | | | | | |
|-------|--|-----------------------------|-------|--|-----------------|
| pages | | of the request (PCT/RO/101) | pages | | of the figures |
| pages | | of the description | pages | | of the abstract |
| pages | | of the claims | | | |

- D. ☐ Submission of Priority Documents

| | | | |
|-------------------|--|-------------------|--|
| Priority document | | Priority document | |
|-------------------|--|-------------------|--|

- E. ☐ Fees as specified on attached Fee Calculation sheet form PCT/RO/101 annex

IV. ☐ A Request for Rectification under PCT 91 ☐ A Petition ☐ A Sequence Listing Diskette

V. ☐ Other (please specify):

The person signing this form is the:

- ☐ Applicant
- ☒ Attorney/Agent (Reg. No.) 20,590
- ☐ Common Representative

William H. Drummond

Typed name of signer


Signature

U.S. Department of Commerce: Patent and Trademark Office

☒ Commissioner For Patents, Box PCT, United States Patent and Trademark Office, Washington, D.C. 20231, www.uspto.gov

U.S. APPLICATION NUMBER NO.

09/936,800

FIRST NAMED APPLICANT

Douglas D. Burkett

ATTY. DOCKET NO.

344-P-28-USA

INTERNATIONAL APPLICATION NO.

PCT/US00/01135

IA. FILING DATE

01/14/2000

PRIORITY DATE

William H Drummond
Drummond & Duckworth
4590 MacArthur Blvd Suite 500
Newport Beach, CA 92660

CONFIRMATION NO. 9381

371 FORMALITIES LETTER



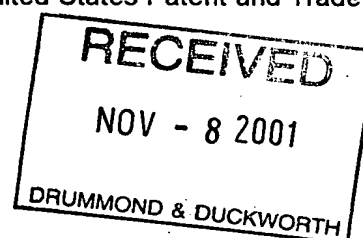
OC000000006974351

Date Mailed: 11/01/2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Copy of the International Application
- Oath or Declaration
- Small Entity Statement



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

PATRICIA A BOOKER

Telephone: (703) 305-3738

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 09/936,800 | PCT/US00/01135 | 344-P-28-USA |